



Office of the Secretary of State  
Corporations Section  
P.O. Box 13697  
Austin, Texas 78711-3697

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## STATEMENT REGARDING DELAYED EFFECTIVE CONDITION

1. The following entity or entities are filing this statement \_\_\_\_\_  
\_\_\_\_\_  
  
(Please list all entities that were required to execute the articles, statement, application, etc., previously filed in this office and containing a delayed effective condition.)
2. The entity's (entities') charter or file number(s) is (are) \_\_\_\_\_  
\_\_\_\_\_
3. The document to which this statement applies is the \_\_\_\_\_,  
which was filed in the Office of the Secretary of State on \_\_\_\_\_
4. All events or facts upon which the effectiveness of the filing of the document are conditioned have been satisfied or waived.
5. The date on which such condition was satisfied or waived was \_\_\_\_\_

By \_\_\_\_\_  
Name of Entity\*

By \_\_\_\_\_  
Name of Entity\*

\_\_\_\_\_  
Officer/Duly Authorized Representative

\_\_\_\_\_  
Officer/Duly Authorized Representative

\*Please note that each entity listed in item one above must execute this document. An officer or duly authorized representative, including a duly authorized representative of any successor or domestic entity, may sign this statement of delayed effective condition on behalf of each entity listed in item one above.

## **INSTRUCTIONS FOR STATEMENT REGARDING DELAYED EFFECTIVE CONDITION**

Under article 10.03 of the Texas Business Corporation Act, article 9.03 of the Texas Limited Liability Company Act, article 10.07 of the Texas Non-Profit Corporation Act, and article 2.12 of the Texas Revised Limited Partnership Act, entities may choose to condition the effectiveness of the filing of certain documents upon the occurrence of a future event within 90 days of the submission of the document.

When effectiveness is conditioned upon the occurrence of a future event that is described in the document, a statement must be filed with the secretary of state within the 90 day period stating that the condition has been satisfied or waived, and the date on which the satisfaction or waiver occurred. This date then becomes the effective date of the document.

Two copies of the completed statement must be returned to this office no later than the date specified within the document as the 90th day from the date of submission. If the statement is not filed within the prescribed time period, the document filing will not be considered effective.

The statement must be executed on behalf of each entity that was required to execute the document by an officer or other duly authorized representative, including an officer or duly authorized representative of any successor domestic or foreign entity. Prior to signing, please review carefully the statements set forth in the document. A person commits an offense under the Texas Business Corporation Act, the Texas Limited Liability Company Act or the Texas Non-Profit Corporation Act if the person signs a document the person knows is false in any material respect with the intent that the document be delivered to the secretary of state for filing. The offense is a Class A misdemeanor.

### **Filing Fees**

Business Corporations .....	\$15.00
Professional Corporations .....	\$15.00
Professional Associations .....	\$15.00
Non-Profit Corporations.....	\$ 5.00
Limited Liability Companies.....	\$10.00
Limited Partnerships.....	\$25.00

Two copies of the form along with the filing fee should be mailed to the address shown in the heading of this form. The delivery address is James Earl Rudder Office Building, 1019 Brazos, Austin, Texas 78701. We will place one document on record and return a file stamped copy. The telephone number is (512) 463-5555, TDD: (800) 735-2989, FAX: (512) 463-5709.